

Dicks, Michael R

From: Jennifer Benaman [jbenaman@qeallc.com]
Sent: Friday, October 24, 2008 5:36 PM
To: 'Jennifer Benaman'; 'Jorgensen, Jay T.'; 'Samuel P. Myoda Ph. D.'; 'Steven P. Larson'; 'Timothy J. Sullivan Ph. D.'; 'Victor J. Bierman Jr. Ph. D.'; 'Wayne Grip'; merrittr@mail.msu.edu; kwc7002@humboldt.edu; anywaters@comcast.net; JChadwick@geiconsultants.com; wlarson@limno.com; c.cowan@analyticfocus.com; 'Glenn Johnson'; 'Gibb, Herman -- SII'; 'DuPont, Herbert'; jon.gipson@dpra.com; grausser@onpointanalytics.com; Dicks, Michael R; 'JOHN CONNOLLY'; rjarman@apexcos.com; Cary.Haver@sciences.com; mike@michaeljmcmguire.com; 'Billy Clay'; awc@awlab.com; fjcoale@umd.edu; Jchurchill@croworld.com; lkeating@onpointanalytics.com; william.desvousges@whdesvousgesassociates.com; 'Cuellar, Lisa'
Cc: 'Jorgensen, Jay T.'; 'George, Robert'; 'Burns, Bryan'; Mark_Quayle@cargill.com; 'James Graves'; jgriffin@lathropgpage.com; 'Gary Weeks'; rredemann@pmrlaw.net; vbronson@cwlaw.com; bfreeman@cwlaw.com; dehrich@faegre.com; jelrod@cwlaw.com; rfunk@cwlaw.com; thill@rhodesokla.com; 'Jones, Tim'; 'Bond, Michael R.'; rsanders@youngwilliams.com; Terry@thewestlawfirm.com; jtucker@rhodesokla.com; vmorgan@cwlaw.com; lphillips@cwlaw.com; 'Sperrazza, Quynh C.'; gbarber@rhodesokla.com; 'Lawrence Zeringue'; pthompson@bassettlawfirm.com; 'Dolan, Christopher H.'; 'Jones, Bruce'; 'Nicole Longwell'; 'Jinger Waller'; kcarney@faegre.com; jwisley@cwlaw.com; kkobbeman@cwlaw.com; 'Craig A. Mirkes'; ljsoutherland@rhodesokla.com; 'Patrick Ryan'; 'Philip Hixon'; kkleee@faegre.com; wbassett@bassettlawfirm.com; 'Sherry Bartley'; lrockwood@faegre.com; 'Scott McDaniel'; 'Stephen Jantzen'; 'Candy Smith'; jwaller@mhla-law.com; jwaller@mhla-law.com; gtodd@sidley.com; MCollins@faegre.com; ETriplett@faegre.com; tcoble@rhodesokla.com
Subject: Call Calendar Week of 10/27

Call in for our coordination call on Thursday will be the usual call in number (1-888-550-5602; 9514 7505). WebEx info for Wednesday's calls will be distributed on Tuesday afternoon. All times are central time.

Thanks

Oct 27
NONE

Oct 28
NONE

Oct 29
11:00 Focused call on Engel model
3:00 Dicks/Rausser

Oct 30
CALL 3:00 Coordination

Oct 31
NONE



Dicks-Rausser005801

Exhibit 14

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Jennifer Benaman, Ph.D.

Quantitative Environmental Analysis, LLC 800 Brazos St, Suite 308 Austin, TX 78701

512 707 0090 x12

512 275 0915

[jbenaman@qeallc.com](mailto:jbenaman@qeallc.com)

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**Dicks, Michael R**

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**From:** Jennifer Benaman [jbenaman@qeallc.com]  
**Sent:** Friday, October 10, 2008 4:05 PM  
**To:** 'Jennifer Benaman'; 'Jorgensen, Jay T.'; 'Samuel P. Myoda Ph. D.'; 'Steven P. Larson'; 'Timothy J. Sullivan Ph. D.'; 'Victor J. Bierman Jr. Ph. D.'; 'Wayne Grip'; merriptr@mail.msu.edu; kwc7002@humboldt.edu; anywaters@comcast.net; JChadwick@geiconsultants.com; wlarson@limno.com; c.cowan@analyticfocus.com; 'Glenn Johnson'; 'Emily Vavricka'; Robert.Morrison@dpra.com; 'Gibb, Herman -- SII'; 'DuPont, Herbert'; jon.gipson@dpra.com; grausser@onpointanalytics.com; Dicks, Michael R; 'JOHN CONNOLLY'; rjarman@apexc.com; Cary.Haver@sciences.com; mike@michaelmcguire.com; 'Billy Clay'; awc@awlab.com; fjcoale@umd.edu; Jchurchill@croworld.com; lkeating@onpointanalytics.com; william.desvousges@whdesvousgesassociates.com; 'Cuellar, Lisa'  
**Cc:** 'Jorgensen, Jay T.'; 'George, Robert'; 'Burns, Bryan'; Mark\_Quayle@cargill.com; 'James Graves'; jgriffin@lathropgage.com; 'Gary Weeks'; rredemann@pmrlaw.net; vbronson@cwlaw.com; bfreeman@cwlaw.com; dehrich@faegre.com; jelrod@cwlaw.com; rfunk@cwlaw.com; thill@rhodesokla.com; 'Jones, Tim'; 'Bond, Michael R.'; rsanders@youngwilliams.com; Terry@thewestlawfirm.com; jtucker@rhodesokla.com; vmorgan@cwlaw.com; lphillips@cwlaw.com; 'Sperrazza, Quynh C.'; gbarber@rhodesokla.com; 'Lawrence Zeringue'; pthompson@bassettlawfirm.com; 'Dolan, Christopher H.'; 'Jones, Bruce'; 'Nicole Longwell'; 'Jinger Waller'; kcarney@faegre.com; jwisley@cwlaw.com; kkobbeman@cwlaw.com; 'Craig A. Mirkes'; ljsoutherland@rhodesokla.com; 'Patrick Ryan'; 'Philip Hixon'; kkleee@faegre.com; wbassett@bassettlawfirm.com; 'Sherry Bartley'; lrockwood@faegre.com; 'Scott McDaniel'; 'Stephen Jantzen'; 'Candy Smith'; jwaller@mhla-law.com; jwaller@mhla-law.com; gtodd@sidley.com; MCollins@faegre.com; ETriplett@faegre.com; tcoble@rhodesokla.com  
**Subject:** Updated Call Schedule - Week of 10/13

Current as of 4pm central, 10/10/08. All times are Central Time. Call in and WebEx info will be sent out the day before each call to relevant participants.

Oct 13  
NONE

Oct 14  
CALL: 12:00 Johnson

Oct 15  
CALL: 3:30 Jarman

Oct 16  
CALL: 11:00 Dicks/Rausser  
CALL 3:00 Coordination

Oct 17  
NONE

~~~~~  
Jennifer Benaman, Ph.D.

Dicks, Michael R

From: Lisa Keating [lkeating@OnPointAnalytics.com]
Sent: Wednesday, October 08, 2008 10:33 AM
To: Dicks, Michael R
Subject: RE: ready

Thanks Mike.

From: Dicks, Michael R [mailto:michael.dicks@okstate.edu]
Sent: Wednesday, October 08, 2008 8:34 AM
To: Lisa Keating
Subject: ready

Draft completed

From: Lisa Keating [mailto:lkeating@OnPointAnalytics.com]
Sent: Tuesday, October 07, 2008 7:38 PM
To: Dicks, Michael R
Subject: ready

Lisa G. Keating
Analyst
OnPoint Analytics, Inc.
lkeating@onpointanalytics.com
Direct: 510.338.4257
Mobile: 415.342.7066

Dicks, Michael R

From: Jennifer Benaman [jbenaman@qeallic.com]
Sent: Tuesday, October 07, 2008 3:58 PM
To: 'Jennifer Benaman'; 'Billy Clay'; lkeating@onpointanalytics.com; Dicks, Michael R; grausser@onpointanalytics.com
Cc: 'Jorgensen, Jay T.'; 'George, Robert'; 'Burns, Bryan'; Mark_Quayle@cargill.com; 'James Graves'; jgriffin@lathropgage.com; 'Gary Weeks'; rredemann@pmrlaw.net; vbronson@cwlaw.com; bfreeman@cwlaw.com; dehrich@faegre.com; jelrod@cwlaw.com; rfunk@cwlaw.com; thill@rhodesokla.com; 'Jones, Tim'; 'Bond, Michael R.'; rsanders@youngwilliams.com; Terry@thewestlawfirm.com; jtucker@rhodesokla.com; vmorgan@cwlaw.com; lphillips@cwlaw.com; 'Sperrazza, Quynh C.'; lwhite@rhodesokla.com; gbarber@rhodesokla.com; 'Lawrence Zeringue'; pthompson@bassettlawfirm.com; 'Dolan, Christopher H.'; 'Jones, Bruce'; 'Nicole Longwell'; 'Jinger Waller'; kcarney@faegre.com; jwisley@cwlaw.com; kkobbeman@cwlaw.com; 'Craig A. Mirkes'; ljsoutherland@rhodesokla.com; 'Patrick Ryan'; 'Philip Hixon'; kkleee@faegre.com; wbassett@bassettlawfirm.com; 'Sherry Bartley'; lrockwood@faegre.com; 'Scott McDaniel'; 'Stephen Jantzen'; 'Candy Smith'; jwaller@mhla-law.com; jwaller@mhla-law.com; gtodd@sidley.com; MCollins@faegre.com; ETriplett@faegre.com
Subject: Wednesday's (10/8) Calls

Please note: Ron Jarman's call originally scheduled for Wednesday at 11am has been moved to Thursday (10/9) afternoon.

CALL IN: 1-888-550-5602 Code: 95147505

Dicks/Rausser, 3pm Central

Web Link:

<https://www2.gotomeeting.com/register/793328649>

~~~~~

Jennifer Benaman, Ph.D.

Quantitative Environmental Analysis, LLC 800 Brazos St, Suite 308 Austin, TX 78701

512 707 0090 x12

512 275 0915

[jbenaman@qeallic.com](mailto:jbenaman@qeallic.com)

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**Dicks, Michael R**

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**From:** Dicks, Michael R  
**Sent:** Tuesday, August 19, 2008 8:57 AM  
**To:** 'Lisa Keating'  
**Subject:** RE: Post

Retrieve answers in same file. Do you want me to clean up files?

**From:** Lisa Keating [mailto:lkeating@OnPointAnalytics.com]  
**Sent:** Monday, August 18, 2008 8:54 PM  
**To:** Dicks, Michael R  
**Subject:** Post

Hi Mike,

I've reviewed the docs and posted something for you.

Lisa

Lisa G. Keating  
Analyst  
OnPoint Analytics, Inc.  
[lkeating@onpointanalytics.com](mailto:lkeating@onpointanalytics.com)  
Direct: 510.338.4257  
Mobile: 415.342.7066

**Dicks, Michael R**

---

**From:** Dicks, Michael R  
**Sent:** Friday, August 15, 2008 8:52 AM  
**To:** 'Lisa Keating'  
**Subject:** RE: Tyson

Last night I sent you a document on the importance of the number of fields in the IRW. We will need to work this info into the affidavit to support our valuing P. Johnson will be deposed next Tuesday and I hope we can tie down several of our assumptions in his depo.

**From:** Lisa Keating [mailto:lkeating@OnPointAnalytics.com]  
**Sent:** Wednesday, August 13, 2008 7:27 PM  
**To:** Dicks, Michael R  
**Subject:** Tyson

Mike,

I've uploaded a document to the FTP server. It includes some notes from today for your reference. I was hoping you could review it and then we could have a quick phone call about open issues and next steps.

Lisa

Lisa G. Keating  
Analyst  
OnPoint Analytics, Inc.  
[lkeating@onpointanalytics.com](mailto:lkeating@onpointanalytics.com)  
Direct: 510.338.4257  
Mobile: 415.342.7066

**Dicks, Michael R**

---

**From:** Lisa Keating [lkeating@OnPointAnalytics.com]  
**Sent:** Friday, October 03, 2008 12:52 PM  
**To:** Dicks, Michael R  
**Subject:** RE: Post

A file has been sent to you via the YouSendIt <<http://www.yousendit.com>> File Delivery Service.

Please copy the following link to your browser to download the file -

HayandForageProductionTables\_10.02.08.xlsx :

<http://www.yousendit.com/download/bVlBc2ZITmFmVGF4dnc9PQ>

Your file will expire after 1 day.

Delivered By YouSendIt <<http://www.yousendit.com>> - the fast, secure and reliable File Delivery Service for all documents.

===== Email Content ===== Mike,

The link will expire in 1 day.

-----Original Message-----

From: Dicks, Michael R [mailto:michael.dicks@okstate.edu]  
Sent: Friday, October 03, 2008 9:16 AM  
To: Lisa Keating  
Subject: RE: Post

can open if you send me the file zilla info again or you can call me (that may be easier)

---

From: Lisa Keating [lkeating@OnPointAnalytics.com]  
Sent: Thursday, October 02, 2008 6:38 PM  
To: Dicks, Michael R  
Subject: Post

If you don't have access give me a call.

Lisa G. Keating  
Analyst  
OnPoint Analytics, Inc.  
[lkeating@onpointanalytics.com](mailto:lkeating@onpointanalytics.com)<<mailto:lkeating@onpointanalytics.com>>  
Direct: 510.338.4257  
Mobile: 415.342.7066



Dicks, Michael R

---

**From:** Jennifer Benaman [jbenaman@qeallc.com]  
**Sent:** Tuesday, September 30, 2008 8:47 AM  
**To:** 'Jennifer Benaman'; 'Jorgensen, Jay T.'; 'Samuel P. Myoda Ph. D.'; 'Steven P. Larson'; 'Timothy J. Sullivan Ph. D.'; 'Victor J. Bierman Jr. Ph. D.'; 'Wayne Grip'; merritr@mail.msu.edu; kwc7002@humboldt.edu; anywaters@comcast.net; JChadwick@geiconsultants.com; wlarson@limno.com; c.cowan@analyticfocus.com; 'Glenn Johnson'; 'Emily Vavricka'; Robert.Morrison@dpra.com; 'Gibb, Herman -- SII'; 'DuPont, Herbert'; jon.gipson@dpra.com; grausser@onpointanalytics.com; Dicks, Michael R; 'JOHN CONNOLLY'; rjarman@apexc.com; Cary.Haver@sciences.com; mike@michaeljmcguire.com; 'Billy Clay'; awc@awlab.com; fjcoale@umd.edu; Jchurchill@craworld.com; lkeating@onpointanalytics.com; william.desvousges@whdesvousgesassociates.com; 'Cuellar, Lisa'  
**Cc:** 'Jorgensen, Jay T.'; 'George, Robert'; 'Burns, Bryan'; Mark.Quayle@cargill.com; 'James Graves'; jgriffin@lathropgage.com; 'Gary Weeks'; rredemann@pmrlaw.net; vbronson@cwlaw.com; bfreeman@cwlaw.com; dehrich@faegre.com; jelrod@cwlaw.com; rfunk@cwlaw.com; thill@rhodesokla.com; 'Jones, Tim'; 'Bond, Michael R.'; rsanders@youngwilliams.com; Terry@thewestlawfirm.com; jtucker@rhodesokla.com; vmorgan@cwlaw.com; lphillips@cwlaw.com; 'Sperrazza, Quynh C.'; lwhite@rhodesokla.com; gbarber@rhodesokla.com; 'Lawrence Zeringue'; pthompson@bassettlawfirm.com; 'Dolan, Christopher H.'; 'Jones, Bruce'; 'Nicole Longwell'; 'Jinger Waller'; kcarney@faegre.com; jwisley@cwlaw.com; kkobbeman@cwlaw.com; 'Craig A. Mirkes'; ljsoutherland@rhodesokla.com; 'Patrick Ryan'; 'Philip Hixon'; kklee@faegre.com; wbassett@bassettlawfirm.com; 'Sherry Bartley'; lrockwood@faegre.com; 'Scott McDaniel'; 'Stephen Jantzen'; 'Candy Smith'; jwaller@mhla-law.com; jwaller@mhla-law.com; gtodd@sidley.com; MCollins@faegre.com; ETriplett@faegre.com  
**Subject:** Updated Calendar  
**Attachments:** Coordinated Depo Calendar w calls.pdf

Please note:

1. Dr. DuPont's call is still ON for today, 9am 2. Jarman's call has been moved to 10/8 3. Dicks and Rausser's call has been moved to 10/9 4. A call regarding population estimates has been set for TODAY, 1pm - call in info was sent out yesterday.

Please call me with any questions.

Thanks,  
Jennifer

~~~~~  
Jennifer Benaman, Ph.D.
Quantitative Environmental Analysis, LLC 800 Brazos St, Suite 308 Austin, TX 78701
512 707 0090 x12
512 275 0915
jbenaman@qeallc.com

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Dicks, Michael R

From: Dicks, Michael R
Sent: Tuesday, August 26, 2008 12:58 PM
To: 'Lisa Keating'
Subject: RE:

Billy Clay obtained this from the OSU soil test lab. I want to make sure we drive the point home about the value of P in the watershed.

From: Lisa Keating [mailto:lkeating@OnPointAnalytics.com]
Sent: Tuesday, August 26, 2008 11:48 AM
To: Dicks, Michael R
Subject: RE:

This is great. Look at the median and mode compared to the average. What is the source?

From: Dicks, Michael R [mailto:michael.dicks@okstate.edu]
Sent: Tuesday, August 26, 2008 8:05 AM
To: Lisa Keating
Subject: RE:

See new file. Note percent of fields with STP < 65.

From: Lisa Keating [mailto:lkeating@OnPointAnalytics.com]
Sent: Monday, August 25, 2008 8:19 PM
To: Dicks, Michael R
Subject: RE:

Mike,

I posted a couple of summary documents compiled in the course of research that you might find interesting. Nothing important but I realized you might be interested.

From: Dicks, Michael R [mailto:michael.dicks@okstate.edu]
Sent: Monday, August 25, 2008 1:40 PM
To: Lisa Keating
Subject: RE:

Dicks, Michael R

From: Dicks, Michael R
Sent: Tuesday, August 26, 2008 9:53 AM
To: 'Lisa Keating'
Subject: RE:

These views are definitely representative of farmers, not just in the IRW but everywhere.

From: Lisa Keating [mailto:lkeating@OnPointAnalytics.com]
Sent: Monday, August 25, 2008 8:19 PM
To: Dicks, Michael R
Subject: RE:

Mike,

I posted a couple of summary documents compiled in the course of research that you might find interesting. Nothing important but I realized you might be interested.

From: Dicks, Michael R [mailto:michael.dicks@okstate.edu]
Sent: Monday, August 25, 2008 1:40 PM
To: Lisa Keating
Subject: RE:

Looks good made changes. Call when you have time.

From: Lisa Keating [mailto:lkeating@OnPointAnalytics.com]
Sent: Monday, August 25, 2008 2:02 PM
To: Dicks, Michael R
Subject: RE:

Got it. I've posted a work in progress. Can you give it a quick look and then give me a call?

Thanks,

Lisa

Looks good made changes. Call when you have time.

From: Lisa Keating [mailto:lkeating@OnPointAnalytics.com]
Sent: Monday, August 25, 2008 2:02 PM
To: Dicks, Michael R
Subject: RE:

Got it. I've posted a work in progress. Can you give it a quick look and then give me a call?

Thanks,

Lisa

From: Dicks, Michael R [mailto:michael.dicks@okstate.edu]
Sent: Monday, August 25, 2008 11:05 AM
To: Lisa Keating
Subject:

Check new file.

Dicks, Michael R

From: Dicks, Michael R
Sent: Tuesday, August 19, 2008 12:32 PM
To: 'Lisa Keating'
Subject: RE: Post

Great, I will defer to you. Let me know if you have questions. I want to make sure all of our assumptions are supported by citations so if you see anything that is not specifically cited let me know.

Johnson's Depo is today and we should hear about some of the assumptions we have made. I asked Scott to lock these assumptions in or provide us with a new one per Johnson's testimony. So once I hear back from Scott I will begin the budget analysis.

From: Lisa Keating [mailto:lkeating@OnPointAnalytics.com]
Sent: Tuesday, August 19, 2008 11:30 AM
To: Dicks, Michael R
Subject: RE: Post

Whatever you feel more comfortable doing.

I have no problems doing it.

-----Original Message-----

From: Dicks, Michael R [mailto:michael.dicks@okstate.edu]
Sent: Tue 8/19/2008 6:57 AM
To: Lisa Keating
Subject: RE: Post

Retrieve answers in same file. Do you want me to clean up files?

From: Lisa Keating [mailto:lkeating@OnPointAnalytics.com]
Sent: Monday, August 18, 2008 8:54 PM
To: Dicks, Michael R
Subject: Post

Hi Mike,

I've reviewed the docs and posted something for you.

Lisa

Lisa G. Keating
Analyst
OnPoint Analytics, Inc.
lkeating@onpointanalytics.com<mailto:lkeating@onpointanalytics.com>
Direct: 510.338.4257
Mobile: 415.342.7066

Dicks, Michael R

From: Dicks, Michael R
Sent: Thursday, August 14, 2008 5:07 PM
To: 'Lisa Keating'
Subject: RE: Tyson

AS of today September 22nd works fine.

Late next week or early the next week also works fine as of today.

I use today in each phrase because I am busy scheduling policy workshops around the state and my dates will fill up quickly. So let me know.

From: Lisa Keating [mailto:lkeating@OnPointAnalytics.com]
Sent: Thursday, August 14, 2008 4:53 PM
To: Dicks, Michael R
Cc: Yanay Farja
Subject: Tyson

Mike,

I listened in on the weekly coordination call this afternoon. It was mainly administrative and covered updates to the Exponent website which houses all of the scientific data as well as the State's expert testimony and reports. However there are two issues that I need to discuss with each of you:

- 1) Are you available September 22nd for an all day web-ex meeting? In lieu of flying all of the experts out to OK or AR, they have decided to set aside a day so that each expert can present their report and other work product and so that other experts can provide feedback (you can probably selectively listen to and watch the presentations). The lawyers expect the presentations to last about 1hr. September 22nd is the proposed date. Does this work for both of you? If not, the other days proposed are September 12th, 15th, and 19th.
- 2) When would you be available to come out to California for a day or two? Would late next week (21st or 22nd Thursday/Friday) or early the following week work? Think about it and let me know.

Thanks,

Lisa

Lisa G. Keating
Analyst
OnPoint Analytics, Inc.
lkeating@onpointanalytics.com
Direct: 510.338.4257
Mobile: 415.342.7066

Dicks, Michael R

From: Dicks, Michael R
Sent: Thursday, August 14, 2008 8:17 AM
To: 'Lisa Keating'
Subject: RE: Tyson

I have a political briefing to get to today and if possible I will look at the notes and call you late this afternoon (3-4 your time).

From: Lisa Keating [mailto:lkeating@OnPointAnalytics.com]
Sent: Wednesday, August 13, 2008 7:27 PM
To: Dicks, Michael R
Subject: Tyson

Mike,

I've uploaded a document to the FTP server. It includes some notes from today for your reference. I was hoping you could review it and then we could have a quick phone call about open issues and next steps.

Lisa

Lisa G. Keating
Analyst
OnPoint Analytics, Inc.
lkeating@onpointanalytics.com
Direct: 510.338.4257
Mobile: 415.342.7066

Dicks, Michael R

From: Dicks, Michael R
Sent: Wednesday, August 13, 2008 10:26 AM
To: 'John Elrod'
Subject: RE: ESW Report

From: John Elrod [mailto:jelrod@cwlaw.com]
Sent: Wednesday, August 13, 2008 9:52 AM
To: Dicks, Michael R
Subject: Re: ESW Report

Ill call u. What number.

John Elrod
Conner & Winters, LLP
479.587.3422

Sent from BlackBerry wireless

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----- Original Message -----

From: Dicks, Michael R <michael.dicks@okstate.edu>
To: John Elrod
Sent: Wed Aug 13 08:24:25 2008
Subject: RE: ESW Report

John, what is the citation for this report.

From: John Elrod [mailto:jelrod@cwlaw.com]
Sent: Monday, August 11, 2008 4:02 PM
To: Dicks, Michael R; Gordon Rausser
Subject: FW: ESW Report

Mike and Gordon: I attach the Eucha/Spavinaw 2008 Report authored by Dr. Andrew Sharpley.

Dicks, Michael R

From: Billy Clay [brc123@hughes.net]
Sent: Wednesday, August 06, 2008 5:11 PM
To: Dicks, Michael R
Subject: FW: nutrient assays from soil tests
Attachments: FOI Billy Clay OK, Cargil Farms.xls

From: Patrick Fisk [mailto:Patrick.Fisk@arkansas.gov]
Sent: Wednesday, August 06, 2008 7:37 AM
To: Billy Clay
Cc: Adrian Baber; Edward Swaim
Subject: RE: nutrient assays from soil tests

Per your request.
Thanks

Patrick

Patrick Fisk
Program Manager

**Arkansas Natural
Resources Commission**
101 E Capital Suite 350
Little Rock, AR 72201
work 501-682-3968
fax 501-683-5677

From: Billy Clay [mailto:brc123@hughes.net]
Sent: Thursday, July 31, 2008 5:07 PM
To: Patrick Fisk
Subject: nutrient assays from soil tests

Patrick,

Thanks, for considering my request.

As you know, I am working for the poultry industry in the State of OK case. Could you please provide the nutrient assay results from soil samples submitted in compliance with the nutrient management plans pertaining to litter (fertilizer) applications for properties in the Illinois River Watershed. If that is available for the past 3-4 years, I would appreciate having a copy for my use in the defense of the poultry industry. I understand that you accumulate that by stream number. If that is case would you also provide a key for the identification of the streams where samples were taken and analyzed. Any additional data such as size of field at sampling site would also be helpful.

Billy Clay MS, DVM, DABVT
Post Office Box 367
Millwater, OK 74076-0367
505 377-1482

Dicks, Michael R

From: Dicks, Michael R
Sent: Friday, August 08, 2008 2:51 PM
To: 'Lisa Keating'
Subject: RE: Tyson - Phone call update

Will send you files Monday.

From: Lisa Keating [mailto:lkeating@OnPointAnalytics.com]
Sent: Friday, August 08, 2008 1:01 PM
To: Dicks, Michael R
Subject: FW: Tyson - Phone call update

FYI,

Below is a status of the conference call.

Also, attached are directions for our FTP server so that we can exchange documents. When I talk to you next I will give you the password

From: Lisa Keating
Sent: Friday, August 08, 2008 10:28 AM
To: 'Billy Clay'
Subject: RE: Tyson - Phone call update

I still have been unable to reach Bob Morrison (of DPRA).

I will let you know as soon as I get a hold of him.

From: Billy Clay [mailto:brc123@hughes.net]
Sent: Friday, August 08, 2008 10:28 AM
To: Lisa Keating
Subject: RE: Tyson - Phone call update

When is the conference call?
Billy Clay

From: Lisa Keating [mailto:lkeating@OnPointAnalytics.com]
Sent: Wednesday, August 06, 2008 6:40 PM
To: Dicks, Michael R
Cc: brc123@hughes.net
Subject: Tyson - Phone call update

I just got off the phone with someone from Bob Morrison's (the soil expert) office. Apparently Bob is in Australia presenting a paper. He is traveling today and should be in the office tomorrow and will return my phone call then. I've given his office an idea of what we'd like to discuss.

I will email you both tomorrow with a time and call-in number for a conference call. Hopefully we can set one up for tomorrow afternoon/evening (your time). Otherwise, hopefully we can set one up for Friday afternoon (Morrison is in Hawaii so we'll have to work around the time difference).

Dicks, Michael R


From: Scott McDaniel [smcdaniel@mhla-law.com]
Sent: Wednesday, August 06, 2008 6:39 PM
To: Dicks, Michael R
Cc: John Elrod; Jinger Waller; Liz Victor
Subject: Gordon Johnson's Economic Analysis
Attachments: Economic considerations.doc

Dr. Dicks:

This document was in Gordon Johnson's produced materials, and I assume for now he is the author. When you have a moment, please call me about this. I will be taking Johnson's deposition on 8/19. Thanks

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Dicks, Michael R

From: Dicks, Michael R
Sent: Tuesday, August 05, 2008 4:04 PM
To: 'Lisa Keating'
Subject: RE: Phone Call Wednesday Aug 6th
Attachments: Nitrogen loss literature review.doc

I have written a summary of this literature but will tomorrow morning to support our nitrogen numbers. I will write a separate paragraph to support the use of the phosphorus numbers.

From: Lisa Keating [mailto:lkeating@OnPointAnalytics.com]
Sent: Tuesday, August 05, 2008 3:56 PM
To: jelrod@cwlaw.com; Gordon Rausser; Dicks, Michael R
Cc: Yanay Farja
Subject: Phone Call Wednesday Aug 6th

All,

A phone call is confirmed for 2:30p PST tomorrow (4:30p CST).

The call in number is 1-800-924-5560
Access code is 4630130

To be discussed:

- 1) Consensus about assumptions for analysis
- 2) Schedule for report drafts

Please call or email with any questions.

Lisa

Lisa G. Keating
Analyst
OnPoint Analytics, Inc.
lkeating@onpointanalytics.com
Direct: 510.338.4257
Mobile: 415.342.7066

Dicks, Michael R

From: Dicks, Michael R
Sent: Tuesday, August 05, 2008 1:48 PM
To: 'Lisa Keating'
Subject: FW: Tentative Deadlines for Expert Reports

Did you get this?

-----Original Message-----

From: Jennifer Benaman [mailto:jbenaman@qeallc.com]
Sent: Tuesday, August 05, 2008 1:11 PM
To: 'Jennifer Benaman'; 'Jorgensen, Jay T.'; 'Samuel P. Myoda Ph. D.'; 'Steven P. Larson'; 'Timothy J. Sullivan Ph. D.'; 'Victor J. Bierman Jr. Ph. D.'; 'Wayne Grip'; merrittr@mail.msu.edu; kwc7002@humboldt.edu; anywaters@comcast.net; JChadwick@geiconsultants.com; wlarson@limno.com; c.cowan@analyticfocus.com; 'Glenn Johnson'; Gary.Vargas@DPRA.com; Robert.Morrison@dpra.com; 'Gibb, Herman -- SII'; 'DuPont, Herbert'; jon.gipson@dpra.com; grausser@onpointanalytics.com; Dicks, Michael R; 'JOHN CONNOLLY'; rjarman@apexcos.com; Cary.Haver@sciences.com; mike@michaeljmcguire.com
Cc: 'Jorgensen, Jay T.'; 'George, Robert'; 'Burns, Bryan'; Mark_Quayle@cargill.com; 'James Graves'; jgriffin@lathropgage.com; 'Gary Weeks'; rredemann@pmrlaw.net; vbronson@cwlaw.com; bfreeman@cwlaw.com; dehrich@faegre.com; jelrod@cwlaw.com; rfunk@cwlaw.com; thill@rhodesokla.com; 'Jones, Tim'; 'Bond, Michael R.'; rsanders@youngwilliams.com; Terry@thewestlawfirm.com; jtucker@rhodesokla.com; vmorgan@cwlaw.com; lphillips@cwlaw.com; 'Sperrazza, Quynh C.'; lwhite@rhodesokla.com; gbarber@rhodesokla.com; 'Lawrence Zeringue'; pthompson@bassettlawfirm.com; 'Dolan, Christopher H.'; 'Jones, Bruce'; 'Nicole Longwell'; 'Jinger Waller'; kcarney@faegre.com; jwisley@cwlaw.com; kkobbeman@cwlaw.com; 'Craig A. Mirkes'; ljsoutherland@rhodesokla.com; 'Patrick Ryan'; 'Philip Hixon'; kkleee@faegre.com; wbasset@bassettlawfirm.com; 'Sherry Bartley'; lrockwood@faegre.com; 'Scott McDaniel'; 'Stephen Jantzen'; 'Candy Smith'
Subject: Tentative Deadlines for Expert Reports

I know that we are all hoping for (and needing) an order from the judge indicating an extension. But, because we have not yet obtained such an order, we are still operating on the original court schedule and it is important that we make progress in the interim. Assuming no extension is granted, we have arrived at the tentative schedule below. This schedule is based on our best interpretation of the nature of each expert's report and the existing court schedule.

For the experts, by tomorrow, please respond to me and your handling attorney with a projected date that you will have a draft report ready for review.

If you have any questions regarding our interpretation of the deadlines or your report, please call me or your handling attorney.

Thanks,

Jennifer

TENTATIVE REPORT SCHEDULE

Banner
August 15

Bierman
August 29

Chadwick (including Merritt and Cummins) August 29

Cibuzar
August 29

Churchill
August 15

Clay
August 22

Coale
August 15

Connolly
October 14

Cowan
August 22

Dicks
August 15

DuPont
August 22

Gibb
August 29

Grip
August 15

Horne
August 29

Jarman
August 22

Johnson
August 15

Larson
August 15

McGuire
August 29

Morrison
August 15

Myoda
August 22

Rausser
August 15

Sullivan
August 22

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Jennifer Benaman, Ph.D.

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